IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

THURSDAY, THE 18TH JANUARY 2007 / 28TH PAUSHA 1928

WP(C).No. 2171 of 2007(H)

PETITIONER:

MANU M. PILLAI,
PEON, SRV NSS HIGH SCHOOL,
CHRIKKADAVU.

BY ADV. SRI.TOMY SEBASTIAN
SRI.RAJ MOHAN R.PILLAI

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM.**

3. **THE DISTRICT EDUCATION OFFICER, KANJIRAPPALLY.**

4. **THE DIRECTOR OF PUBLIC INSTRUCTION, THIRUVANANTHAPURAM.**

5. **THE MANAGER, SRV NSS HIGH SCHOOL, CHIRAKKADAVU.**

6. **SMT. GEETHA A.G., H.S.A. SRV NSS HIGH SCHOOL, CHIRAKKADAVU.**

R1 TO R4 BY GOVT. PLEADER (SHRI A. J. VARGHESE)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 2171 OF 2007 H

Dated this the 18th January, 2007

JUDGMENT

Case of petitioner, in brief, is as follows:

Petitioner is a Graduate in English and History and having Degree in B.Ed. Also. She is working as Peon in fifth respondent's School. There is no Clerk who is having qualification for appointment as HSA. But, sixth respondent is appointed as HSA in Social Science. Petitioner challenged the appointment before third respondent, DEO. But, the DEO rejected the representation. The matter is pending before second respondent, Deputy Director and the DEO has approved the appointment of sixth respondent provisionally. Petitioner challenges Exts.P5 and P6. Ext.P5 is the appointment order of sixth respondent and Ext.P6 is the order of the DEO. Petitioner also seeks a direction to consider and dispose of Exts.P7 and P9 representations. Ext.P7 is seen to be presented before second respondent Deputy Director and it is seen dated 14.11.2006 in

which case, it appears to have been filed within the statutory limit under Sub-rule (6) of Rule 8 of Chapter XIV A KER. Ext.P8 appears to be a reminder. Ext.P9 is an additional representation.

2. Heard the learned Government Pleader also. In such circumstances, the Writ Petition is disposed of with a direction to second respondent to consider and take a decision on Ext.P7 in accordance with law, after hearing the petitioner and all other affected parties, within a period of two months from the date of receipt of a copy of this Judgment. I leave open the contentions of petitioner.

K. M. JOSEPH, JUDGE

kbk.